

IN THE UNITED STATES ELECTED OFFICE (EO/US)

Applicant: Yukio KINOSHITA
International Application No.: PCT/US2004/025134
International Filing Date: 02 August 2004
Priority Date Claimed: 02 August 2003
U.S. Serial No.: 10/566,891
For: ROTARY MACHINE AND ELECTROMAGNETIC
MACHINE

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Attention: EO/US

Sir:

In response to the "Notification of Missing Requirements ..." of March 11, 2008
on the above-identified application, the Applicant respectfully submits the following:

I hereby certify that this correspondence is being deposited
with the United States Postal Service as first class mail in
an envelope addressed: Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450 on June 5, 2008

John F. Gulbin

Attorney


John F. Gulbin
Signature

June 5, 2008

Date of Signature

The Commissioner is hereby authorized to charge any additional
fees which may be required, or credit any overpayment to
Account No. 50-1145, Order No. 405649.117222.

- a) a copy of the "Notification";
- b) a Declaration, duly executed by the Applicant, Yukio Kinoshita; and
- c) a Power of Attorney, duly executed by Mr. Kinoshita.

The surcharge required under 37 C.F.R. § 1.492(h) for filing an inventor's declaration on a date after thirty months from the priority date of the application is \$65.00 for a small entity.

Also enclosed is a signed copy of an Assignment of the present application to Intepco Co., Ltd. of Tokyo, Japan for recordal in Assignment Branch. The fee required under 37 C.F.R. § 1.21(h) for recordal of an assignment is \$40.00.

A Petition for Extension of Time under 37 C.F.R. §1.136(a) (Form PTO/SB/22) requesting a one-month extension of time to re-set the response deadline from May 11, 2008 to June 11, 2008 is also enclosed. The fee required under 37 C.F.R. §1.17(a)(1) for the extension is \$60.00 for a small entity.

Finally, an Information Disclosure Statement (IDS) (Form PTO/SB/08a) is also enclosed.

The "Notification" indicates that a previous payment of \$455.00 will be applied to the additional fees (\$65.00) said to be due.

Based on figures quoted in preceding paragraphs, it is believed by the undersigned that \$65.00 (surcharge) plus \$40.00 (recordal of assignment) plus \$60.00 (extension of time), or \$165.00, is due at the present time. The Commissioner is hereby authorized to charge the amount and any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1145, Order No. 405649.117222.

An early examination of the present application is respectfully requested.

Respectfully submitted,



John F. Gulbin
Registration No. 33,180

212.297.5800

Day Pitney LLP
7 Times Square
New York, NY 10036-7311

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Mailing under 37 CFR 1.8

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on June 5, 2008
Date

John F. Gulbin

Signature

John F. Gulbin

Typed or printed name of person signing Certificate

33,180

Registration Number, if applicable

212-291-5800

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Petition for Extension of Time under 37 C.F.R. § 1.136(a)
(Form PTO/SB/22)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

R E C E I V E D
MAR 24 2008

DAY PITNEY LLP



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/566,891	Yukio Kinoshita	005649.117222
John F Gilbin Pitney Hardin 7 times Square New York, NY 10036-7311		INTERNATIONAL APPLICATION NO: PCT/US04/25134
		I.A. FILING DATE PRIORITY DATE 08/02/2004 08/02/2003

CONFIRMATION NO. 9868
371 FORMALITIES LETTER



OC000000028753938

Date Mailed: 03/11/2008

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 02/01/2006
- Copy of the International Search Report filed on 02/01/2006
- Preliminary Amendments filed on 02/01/2006
- U.S. Basic National Fees filed on 02/01/2006
- Priority Documents filed on 02/01/2006
- Specification filed on 02/01/2006
- Claims filed on 02/01/2006
- Abstracts filed on 02/01/2006
- Drawings filed on 02/01/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$-390 for a Small Entity:

- \$65 Surcharge

(A previous payment of \$455 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

DOCKETED FOR 5/11/08
REFERRED TO VL 306 6
DAY PITNEY LLP
7 TIMES SQUARE, N.Y.C.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209